

WA 501/2005

BEFORE

HON'BLE MR JUSTICE D BISWAS, CHIEF JUSTICE (ACTING)

HON'BLE MR JUSTICE HRISHIKESH ROY

We have heard Mr. DC Chakraborty, the learned counsel for the appellant.

It appears that this matter arises out of a land acquisition proceeding and the learned Single Judge by order dated 24.8.2004 in W.P.(C) No.5940 of 2004 has declined to entertain the writ petition while passing the following order :

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Heard Mr.H.Rahman, learned Sr. C.G.S.C. for the petitioners.

In this case the petitioners have challenged the order dated 4.12.96 passed by the Land Acquisition Collector, in Land Acquisition Case No.1/90-91. The matter relates to payment of compensation/damage for which a notice was issued on 12.11.1993. Thereafter, the final order was passed on 4.12.96. The petitioner, Union of India, remain satisfied with that order for the last 8 years and has now approached this Court under Article 226 of the Constitution without showing any reason as to why the Union of India has kept mum, as the petition has been filed after long delay without any reason to that extent. We, therefore, refuse to entertain this petition.

The writ petition stands dismissed accordingly.

WA 501 OF 2005

Having regard to the reasons mentioned by the learned Single Judge for refusing to entertain the writ petition, we are of the opinion that no infirmity can be seen in the said order requiring intervention by us in this writ appeal.

Accordingly, we uphold the order passed by the learned Single Judge.

The writ appeal is dismissed.